

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

International Application No. : PCT/EP02/10300
International Filing Date : 13 September 2002 (13.09.2002)
U.S. Serial No. : 10/527,818
Deposit Date U.S. Nat'l Phase : 14 March 2005 (14.03.2005)
Applicant(s) : Katrin KOEHLER, et al.
Title: OXYGEN-CONTAINING ORGANOALUMINIUM COMPLEXES AS
COCATALYSTS

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE
UNDER 35 U.S.C. 1.495

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

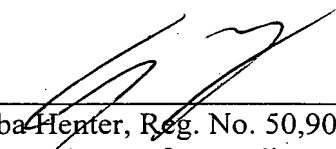
In response to the Notification of Defective Response dated February 3, 2006:

- ☒ Attached is a Declaration and Power of Attorney in compliance with 37 CFR § 1.53 along with the late filing surcharge of **\$130.00**
- ☐ Applicant(s) include an executed assignment and Recordation Form Cover Sheet with the recordation fee of \$40.00 (Check No.).
- ☒ Attached is a copy of the Notification of Defective Response.
- ☒ Applicant(s) request that the time for taking action in this case be extended pursuant to 37 CFR 1.136(a) for a period of five months along with the fee of **\$2,160.00**.
- ☐ Applicant(s) are entitled to small entity status.
- ☐ Attached is a verified English translation of the PCT publication along with the fee of \$130.00.
- ☐ Attached is a Preliminary Amendment.
- ☐ Applicant(s) include the extra claims fee of \$ for claims in excess of 20 per additional claim, for independent claims in excess of 3 per additional claim, and/or for multiple dependent claims.
- ☐ Attached is the Sequence Disclosure (paper/disk versions). Applicants hereby state that the paper and disk versions are identical and not contain new matter.

- ☐ Attached is an Application Data Sheet (ADS).
- ☐ Attached are the substitute drawings as required.

Attached is a check in the amount of \$2,290.00. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402.

Respectfully submitted,


Csaba Henter, Reg. No. 50,908
Attorney/Agent for Applicants

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Attorney Docket No.: MERCK-2983

Date: March 20, 2006

CH:aap:ssr

03/23/2006 GFREY1 00000119 10527818

01 FC:1617 130.00 OP
02 FC:1255 2160.00 OP

Adjustment data: 06/01/2006 BCAMPBEL
03/23/2006 GFREY1 00000119 10527818
01 FC:1617 -130.00 CP

Repln. Ref: 06/01/2006 BCAMPBEL 0019192000
DAH:133402 Name/Number:10527818
FC: 9204 \$130.00 CR

URGENT Rec'd PTO 20 MAR 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER/NO.

10/527,818

FIRST NAMED APPLICANT

Katrin Koehler

ATTY. DOCKET NO.

MERCK-2983

INTERNATIONAL APPLICATION NO.

PCT/EP02/10300

I.A. FILING DATE

PRIORITY DATE

09/13/2002

 Millen White Zelano & Branigan
 Arlington Courthouse Plaza 1
 2200 Clarendon Blvd. Suite 1400
 Arlington, VA 22201

CASE

ACTION

DUE DATE

 response due
 3/3/06

CONFIRMATION NO. 6395

371 FORMALITIES LETTER

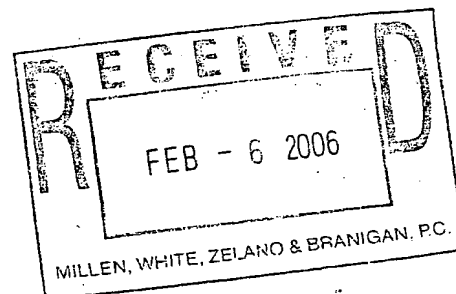
OC000000017981582

Date Mailed: 02/03/2006

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Copy of the International Application filed on 03/14/2005
- English Translation of the IA filed on 03/14/2005
- Copy of the International Search Report filed on 03/14/2005
- Copy of IPE Report filed on 03/14/2005
- Copy of Annexes to the IPER filed on 03/14/2005
- Preliminary Amendments filed on 03/14/2005
- Information Disclosure Statements filed on 03/14/2005
- Oath or Declaration filed on 10/18/2005
- Copy of references cited in ISR filed on 03/14/2005
- U.S. Basic National Fees filed on 03/14/2005
- Assignment filed on 03/14/2005
- Specification filed on 03/14/2005
- Claims filed on 03/14/2005
- Abstracts filed on 03/14/2005
- Drawings filed on 03/14/2005



CASE

ACTION

DUE DATE

Applicant's response filed 10/18/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 08/18/2005 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - The declarations filed 10/18/2005 are improper. Specifically, each declaration fails to list all the inventors as required by 37 CFR 1.497(a)(3).

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Additionally the following defects have been observed:

- The translations of Annexes are canceled since the translations were not submitted prior to 30 months from the priority date.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/527,818	PCT/EP02/10300	MERCK-2983